

1  
2  
3 **UNITED STATES DISTRICT COURT**  
4 **DISTRICT OF NEVADA**

5 \* \* \*

6 MICHAEL RODRIGUEZ,  
7 Plaintiff,  
8 v.  
9 NAPHCARE, et al.,  
10 Defendants.

Case No. 2:17-cv-02344-RFB-DJA

**ORDER**

11  
12 Presently before the Court is Plaintiff Michael Rodriguez's Motion to Extend Time to  
13 Complete Summons (ECF No. 154) filed on October 30, 2019. Plaintiff is a pretrial detainee at  
14 the Clark County Detention Center. The Second Amended Complaint (ECF No. 84) is the  
15 operative complaint in this matter. Plaintiff was granted until November 18, 2019 to complete the  
16 summons forms and USM-285 forms for the unserved defendants. (ECF No. 153). He now  
17 requests an additional 90 days to complete the service of summons and an additional 120 days to  
18 file a stipulated discovery plan and scheduling order.

19 The Court will permit an extension of time for Plaintiff to complete the summons forms  
20 and USM-285 forms for the unserved defendants. However, it does not find that 90 days is  
21 warranted under these circumstances as Plaintiff's request appears to misunderstand the Court's  
22 prior Order (ECF No. 153) that the November 18, 2019 deadline was for Plaintiff to complete the  
23 required forms. As such, the Court will grant a 30 day extension to the completion deadline.  
24 Plaintiff must complete the four summons forms and four USM-285 forms for the unserved  
25 defendants by **December 18, 2019**. He shall file them with the Court and upon receipt of the  
26 proposed summonses and completed USM-285 forms from Plaintiff, the clerk of court must issue  
27 the summonses and deliver the summonses, the USM-285 forms, a copy of the second amended  
28 complaint (ECF No. 46-1), and a copy of this order to the U.S. Marshal for service.

1           Additionally, the Court does not find good cause to extend the deadline to submit a joint  
2 proposed discovery plan and scheduling order for the currently served defendants participating in  
3 this action. Therefore, that deadline remains unchanged.

4           **IT IS HEREBY ORDERED** that Michael Rodriguez's Motion to Extend Time to  
5 Complete Summons (ECF No. 154) **is granted in part and denied in part.**

6           **IT IS FURTHER ORDERED** that Plaintiff must complete the four blank summons  
7 forms and four blank USM-285 forms for the four remaining unserved defendants and file them  
8 with the Court by December 18, 2019.

9           **IT IS FURTHER ORDERED** that upon receipt of the proposed summonses and  
10 completed USM-285 forms from Plaintiff, the clerk of court must issue the summonses and  
11 deliver the summonses, the USM-285 forms, a copy of the second amended complaint (ECF No.  
12 46-1), and a copy of this order to the U.S. Marshal for service.

13           DATED: October 31, 2019.

14 

15 \_\_\_\_\_  
16 DANIEL J. ALBREGTS  
17 UNITED STATES MAGISTRATE JUDGE  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28